

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

ALOFT MEDIA, LLC,

Plaintiff,

v.

PALM, INC., et al.,

Defendants.

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Civil Action No. 2:08-cv-292

JURY TRIAL DEMANDED

ORDER OF DISMISSAL WITHOUT PREJUDICE

Pursuant to the Stipulation of Dismissal by and between Aloft Media, LLC (“Aloft”) and Motorola, Inc. (“Motorola”) (collectively, the “Stipulating Parties”),

IT IS HEREBY ORDERED that:

- (1) All claims asserted by Aloft against Motorola, including all amendments thereto, shall be dismissed without prejudice;
- (2) All counterclaims asserted by Motorola against Aloft, including all amendments thereto, shall be dismissed without prejudice;
- (3) This Stipulation shall not affect any claims by and between Aloft and any other defendant in this case; and
- (4) The Stipulating Parties shall bear their own costs and attorneys’ fees.

SIGNED this 7th day of November, 2008.



DAVID FOLSOM
UNITED STATES DISTRICT JUDGE